



*United States Attorney
Eastern District of New York*

F.#2010R00195

*271 Cadman Plaza East
Brooklyn, New York 11201*

December 22, 2011

Via ECF

All Counsel:

Re: United States v. Andrew Russo, et al.
Criminal Docket No. 11-30 (KAM)

United States v. Joseph Bombino, et al.
Criminal Docket No. 10-147 (SLT)

United States v. Joseph Petillo
Criminal Docket No. 11-791 (FB)

United States v. Carmine Persico
MJ Docket No. 11-1050

Dear Counsel:

Pursuant to Rule 16 of the Federal Rules of Criminal Procedure and 18 U.S.C. § 3500, the government hereby furnishes the following supplemental discovery with respect to the above-captioned cases. The enclosed materials are provided to you pursuant to previously-issued protective orders. (See, e.g., United States v. Bombino, et al., 10 CR 147 (SLT) (Docket No. 298)). The government hereby reiterates its request for reciprocal discovery. The following materials will be available at DupeCoop and you may obtain copies by contacting John Palermo at (973) 895-1359.

STATEMENTS OF THE DEFENDANTS/CASE-IN-CHIEF EVIDENCE

The government may seek to introduce these recordings, in whole or in part, at trial during its cases-in-chief. Because this letter discloses several consensual recordings made by a cooperating witness of individuals who are defendants in United States v. Andrew Russo, et al., 11 CR 30 (KAM), (the "Firewall Materials"), the government instituted firewall procedures. Pursuant to firewall procedures instituted in connection with the cooperating witness's proactive cooperation, the prosecutors and agents involved in the investigation and prosecution of the Russo case - including Assistant United States Attorneys Elizabeth Geddes and Allon Lifshitz - have not reviewed the Firewall Materials, nor have they been made aware of their contents. The Firewall Materials included in this Rule 16 disclosure are

labeled accordingly:

DX 278 - 36465, 36467, 36476, 36478, 36479, 36484, 36485, 36490, 36491, 36493, 36500, 36502, 36503, 36509, 36512, 36517, 36518, 36519, 36520, 36521, 36522, 36523, 36524, 36526, 36527, 36529, 36531, 36533, 36537, 36541, 36543, 36544, 36545, 36550, 36552, 36556, 36558, 36559 and 36561. Should you have any questions about any of the Firewall Materials, please contact Assistant United States Attorneys Jack Dennehy at (718) 254-6133, or Jacquelyn M. Kasulis at (718) 254-6103.

DESCRIPTION	DEFENDANTS INTERCEPTED	BATES RANGE
Consensual recording dated 4/18/11 (H1)	Francis Guerra	36464
Consensual recording dated 4/26/11 (H2)	Joseph Carna	36465
Consensual recording dated 4/28/11 (H3)		36466
Consensual recording dated 5/2/11 (H4)	Vitto Vizzi	36467
Consensual recording dated 5/3/11 (H5)		36468
Consensual recording dated 5/3/11 (H6A)		36469
Consensual recording dated 5/3/11 (H6B)		36470
Consensual recording dated 5/4/11 (H7A)		36471
Consensual recording dated 5/4/11 (H7B)		36472
Consensual recording dated 5/5/11 (H8)		36473
Consensual recording dated 5/10/11 (H9)	Francis Guerra	36474
Consensual recording dated 5/11/11 (H10)		36475
Consensual recording dated 5/12/11 (H11)	John Maggio	36476
Consensual recording dated 5/13/11 (H12)		36477
Consensual recording dated 5/13/11 (H13)	Joseph Carna	36478
Consensual recording dated 5/15/11 (H14)	John Maggio	36479
Consensual recording dated 5/17/11 (H15)		36480
Consensual recording dated 5/18/11 (H16)		36481
Consensual recording dated 5/18/11 (H17)		36482
Consensual recording dated 5/19/11 (H18)		36483
Consensual recording dated 5/20/11 (H19)	Joseph Carna	36484

DESCRIPTION	DEFENDANTS INTERCEPTED	BATES RANGE
Consensual recording dated 5/20/11 (H20)	John Maggio	36485
Consensual recording dated 5/24/11 (H21)		36486
Consensual recording dated 5/24/11 (H22)		36487
Consensual recording dated 5/26/11 (H23)		36488
Consensual recording dated 5/30/11 (H24)		36489
Consensual recording dated 5/31/11 (H25)	Joseph Carna	36490
Consensual recording dated 6/2/11 (H26)	Emanuele Favuzza	36491
Consensual recording dated 6/2/11 (H27)		36492
Consensual recording dated 6/3/11 (H28)	John Maggio	36493
Consensual recording dated 6/8/11 (H29)		36494
Consensual recording dated 6/9/11 (H30)		36495
Consensual recording dated 6/16/11 (H31)		36496
Consensual recording dated 6/17/11 (H32)		36497
Consensual recording dated 6/21/11 (H33)		36498
Consensual recording dated 6/23/11 (H34)		36499
Consensual recording dated 6/24/11 (H35)	Joseph Carna	36500
Consensual recording dated 6/29/11 (H36)		36501
Consensual recording dated 6/30/11 (H37)	Emanuele Favuzza	36502
Consensual recording dated 7/8/11 (H38)	Joseph Carna	36503
Consensual recording dated 7/8/11 (H39)		36504
Consensual recording dated 7/12/11 (H40)		36505
Consensual recording dated 7/14/11 (H41)		36506
Consensual recording dated 7/15/11 (H42)	Carmin Persico	36507
Consensual recording dated 7/19/11 (H43)		36508
Consensual recording dated 7/22/11 (H44)	Joseph Carna	36509
Consensual recording dated 7/29/11 (H45)		36510
Consensual recording dated 8/2/11 (H46)		36511

DESCRIPTION	DEFENDANTS INTERCEPTED	BATES RANGE
Consensual recording dated 8/5/11 (H47)	Joseph Carna	36512
Consensual recording dated 8/10/11 (H48)		36513
Consensual recording dated 8/12/11 (H49)		36514
Consensual recording dated 8/15/11 (H50)		36515
Consensual recording dated 8/17/11 (H51)		36516
Consensual recording dated 8/19/11 (H52)	Joseph Carna	36517
Consensual recording dated 8/24/11 (H53)	John Maggio	36518
Consensual recording dated 8/26/11 (H54)	Joseph Carna	36519
Consensual recording dated 8/31/11 (H55)	John Maggio	36520
Consensual recording dated 9/2/11 (H56)	Joseph Carna	36521
Consensual recording dated 9/8/11 (H57)	John Maggio	36522
Consensual recording dated 9/9/11 (H58)	Joseph Carna	36523
Consensual recording dated 9/14/11 (H59)	John Maggio, Joseph Carna	36524
Consensual recording dated 9/16/11 (H60)		36525
Consensual recording dated 9/21/11 (H61)	John Maggio	36526
Consensual recording dated 9/23/11 (H62)	Joseph Carna	36527
Consensual recording dated 9/28/11 (H63)		36528
Consensual recording dated 9/30/11 (H64)	Joseph Carna	36529
Consensual recording dated 10/4/11 (H65)		36530
Consensual recording dated 10/7/11 (H66)	Scott Fappiano, Joseph Carna	36531
Consensual recording dated 10/13/11 (H67)		36532
Consensual recording dated 10/14/11 (H68)	Scott Fappiano, Joseph Carna	36533
Consensual recording dated 10/19/11 (H69)		36534
Consensual recording dated 10/21/11 (H70)		36535
Consensual recording dated 10/24/11 (H71)		36536
Consensual recording dated 10/26/11 (H72)	John Maggio	36537

DESCRIPTION	DEFENDANTS INTERCEPTED	BATES RANGE
Consensual recording dated 10/28/11 (H73)		36538
Consensual recording dated 11/3/11 (H74)		36539
Consensual recording dated 11/4/11 (H75)		36540
Consensual recording dated 11/9/11 (H76)	John Maggio	36541
Consensual recording dated 11/10/11 (H77)		36542
Consensual recording dated 11/11/11 (H78)	Joseph Carna	36543
Consensual recording dated 11/14/11 (H79)	Vito Vizzi	36544
Consensual recording dated 11/15/11 (H80)	Vito Vizzi	36545
Consensual recording dated 11/16-17/11 (H81)		36546
Consensual recording dated 11/18/11 (H82)		36547
Consensual recording dated 11/23/11 (H83A)		36548
Consensual recording dated 11/23/11 (H83B)		36549
Consensual recording dated 11/25/11 (H84)	Joseph Carna	36550
Consensual recording dated 11/30/11 (H85)		36551
Consensual recording dated 12/1/11 (H86)	John Maggio	36552
Consensual recording dated 12/5/11 (H87)		36553
Consensual recording dated 12/6/11 (H88)		36554
Consensual recording dated 12/7/11 (H89)		36555
Consensual recording dated 12/7/11 (H90)	Joseph Carna	36556
Consensual recording dated 12/8/11 (H91)		36557
Consensual recording dated 12/11/11 (H93A)	Vito Vizzi	36558
Consensual recording dated 12/11/11 (H93B)	Vito Vizzi	36559
Consensual recording dated 12/11/11 (H93C)		36560
Consensual recording dated 12/13/11 (H94)	Vito Vizzi	36561

This reflects the government's current understanding of which defendants are captured speaking during the consensually recorded communications.

Please contact the undersigned if you have any questions or additional requests.

Very truly yours,

LORETTA E. LYNCH
United States Attorney

By: /s/
 Jack Dennehy
 Jacquelyn M. Kasulis
 Assistant U.S. Attorneys
 (718) 254-6133
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cc: Clerk of the Court (KAM)(SLT)(FB)